

Table II

EMPLOYEES' COMPENSATION COVERAGE FOR FEDERAL EMPLOYEES
UNDER CONDITIONS OF WAR RISK HAZARD

Employees' Compensation Act (5 USCA 801)	Proposed Legislation
<p>1. Section 801 of Title 5 U.S.C.A. expired on 1 July 1954.</p> <p>2. It provided that <u>U. S. employees</u> suffering disability, death or detention by an enemy during war-time would have such status considered as resulting from the performance of duty whether or not they were engaged in the performance of duty when taken. This section was not applicable to those who resided in the area in which taken unless they lived there solely by reason of their employment.</p> <p>3. Otherwise, an employee's eligibility for benefits depended upon proof that he was taken in custody while engaged in the performance of duty.</p>	<p>The proposed draft of the Department of Defense would accomplish two basic changes:</p> <p>1. Enact 5 U.S.C.A. 801 on a permanent basis, and</p> <p>2. Apply the tests of "war hazards" as defined in 5 U.S.C.A. 1711 in order to determine whether a disability or detention was sustained in a manner which would qualify the affected employee for employees' compensation without regard to the "performance of duty" requirement.</p>